

DECLARATION and POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

HERBICIDAL OXADIAZOLIDINES

the specification of which is attached hereto unless the following box is checked:

was filed on 20 January 2000 as U.S. Application No. _____ or PCT International Application No. PCT/US00/01283 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known to me to be material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

| Application No. | Country | Filing Date | Priority Claimed (Yes/No) |
|-------------------------------------------------------------------------------------------------------------------|---------|-------------------|---------------------------|
| I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States Provisional Application(s) listed below. | | | |
| U.S. Provisional Application No. | | U.S. Filing Date | |
| 60/117,210 | | 25 January 1999 | |
| 60/138,722 | | 11 June 1999 | |
| 60/143,620 | | 13 July 1999 | |
| 60/156,362 | | 28 September 1999 | |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is known to me to be material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

| Application No. | Filing Date | Status (patented, pending or abandoned) |
|-----------------|-----------------|-----------------------------------------|
| PCT/US00/01283 | 20 January 2000 | Pending |

POWER OF ATTORNEY: I hereby appoint the following attorney(s) and/or agent(s) the power to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

| | |
|---------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| Name: LINDA D. BIRCH | Registration No.: 38,719 |
| Send correspondence and direct telephone calls to: LINDA D. BIRCH | E. I. du Pont de Nemours and Company Legal - Patents Wilmington, DE 19898, U.S.A. |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

INVENTOR(S)

| | | | |
|-------------------------|-------------------------------------------------------------------------|-------------------------------------------------|------------------------------------------------------------------|
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Additional Inventors are being named on separately numbered sheets attached hereto.

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| Full Name of Inventor | Last Name TSENG | First Name CHI-PING | Middle Name |
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PTO/SB/96 (2-98)
Approved for use through 09/30/2000. OMB 0651-0031

STATEMENT UNDER 37 CFR 3.73(b)

Applicant: Annis, Gary D., et al.

Application No.: 09/869,771

Filed: June 29, 2001

Entitled: Herbicidal Oxadiazolidines

The Regents of the University, a corporation
of California

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. the assignee of the entire right, title, and interest; or
2. an assignee of an undivided part interest

in the patent application identified above by virtue of either:

A. [] An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel , Frame , or for which a copy thereof is attached.

OR

B. [X] A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: Annis, Gary D., et al. To: E.I. du Pont de Nemours and Company
The document was recorded in the Patent and Trademark Office at Reel 011972, Frame 0313, or for which a copy thereof is attached.
2. From: E.I. du Pont de Nemours and Company To: The Regents of the University of California
The document was recorded in the Patent and Trademark Office at Reel 013345, Frame 0070, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at Reel , Frame , or for which a copy thereof is attached.

[] Additional documents in the chain of title are listed on a supplemental sheet

[X]Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

X January 31, 2003
Date

X Linda S. Stevenson
Signature

X Linda S. Stevenson
Typed or printed name

X Manager, Patent Prosecution
Title

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(Modified) PTO/SB/81 (11-96)
Approved for use through 6/30/99. OMB 0651-0035

POWER OF ATTORNEY OR AUTHORIZATION OF AGENT, NOT ACCOMPANYING APPLICATION

| | |
|------------------------|----------------|
| Application Number | 09/869,771 |
| Filing Date | June 29, 2001 |
| First Named Inventor | Annis, Gary D. |
| Group Art Unit | 1626 |
| Examiner Name | Robert Gerstl |
| Attorney Docket Number | 407J-000440US |

I hereby appoint:

Practitioners at Customer Number

22798

Type Customer Number Here

OR

Practitioner(s) named below:



| Name | Registration Number |
|------|---------------------|
| | |
| | |
| | |
| | |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

The above-mentioned Customer Number.

THAT IS:

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|-------------------------|---------------------------------------------|-------|----------------|-----------|
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I am the

Applicant.

Assignee of record of the entire interest (Certificate under 37 CFR 3.73(b) is enclosed)

SIGNATURE of Applicant or Assignee of Record

| | |
|-----------|---------------------------------------------------------|
| Name | <input checked="" type="checkbox"/> Linda S. Stevenson |
| Signature | <input checked="" type="checkbox"/> Linda S. Stevenson. |
| Date | <input checked="" type="checkbox"/> 1-31-03 |

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States as first class mail in an envelope addressed to:
Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: February 4, 2003

| | | | |
|-----------------------|---------------------|------|------------------|
| Typed or printed name | <i>Amelia Groth</i> | Date | February 4, 2003 |
| Signature | | | |